

Charles Talbert

PPN: 810247

7901 State Road

Phila. Pa. 19136

March 16, 2019

United States District Court

Eastern District of Pennsylvania

Charles Talbert . Civil Action

v. . No. 18-1620-MAK

Blanche Carney, et al . Motion For Counsel To Withdraw

MAR 21 2019

U.S. DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA
PHILADELPHIA, PA.

Plaintiff, Charles Talbert, hereby respectfully requests for this Honorable Court to withdraw J. Michael Considine, Jr., as counsel from this matter, and in support thereof, avers the following:

- (1) Considine, has demonstrated that he "does not" have Plaintiffs best interest in this matter,
- (2) Considine, has failed to seek a Rule 16 conference for a "scheduling conference".
- (3) Considine, has failed to file a required motion for injunction after Plaintiff was assaulted by another prisoner, at the direction of Defendant(s), and/or, their subordinates (see misconduct report and hearing disposition).
- (4) Considine, and Plaintiff, has argued numerous times.
- (5) Considine, has not requested a settlement demand from Defendants.
- (6) Plaintiff, has filed every document, to which this case is based on, to which Considine, as of yet

filed anything with the Court.

(7) Plaintiff, does not need Considine to represent him.

(8) Considine fails to adequately communicate (visits, mail).

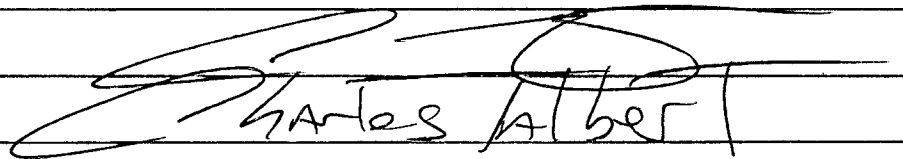
WHEREFORE, Plaintiff seeks an Order from this Honorable Court, directing Considine to;

(A) forward Plaintiff all documents between Plaintiff and Defendants in his possession;

(B) withdraw as counsel; and/or

(C) set a timely hearing to resolve these issues.

NOTE: Attached hereto is a motion for injunction relief that needs to be addressed IMMEDIATELY, due to Plaintiff's life being at risks of grave danger.


Charles Albert

3/16/19

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March 16, 2019

United States District Court

Eastern District of Pennsylvania

Charles Talbert . Civil Action

VS. No. 18-1620-MAK

Blanche Carney, et al . Motion For Permanent Injunction

Prose Plaintiff, hereby respectfully request this Honorable Court, for an Order, granting him an immediate and urgent permanent injunction, and in support thereof avers the following:

- (1) Due to Plaintiff filing this lawsuit against Defendants, and other prison staff, Defendants have implemented as well as maintained a practice, of causing Plaintiff to be at risks of being assaulted by other inmates.
- (2) Defendants know of Plaintiff's housing area, and whatever housing unit he goes on, his unit officers make it very clear to him, and to other inmates, that Plaintiff is a "snitch", by him filing grievances and/or lawsuit against Defendants and other prison staff.
- (3) This information was given to these unit officers by Defendants Carney and Clark, who happen to be the Commissioner and Deputy Commissioner of the PDP.
- (4) Plaintiff's life is at risks now, by various inmates, by being labeled a "snitch" in jail, by Defendants informing non-litigants, of the lawsuit against them by Plaintiff.

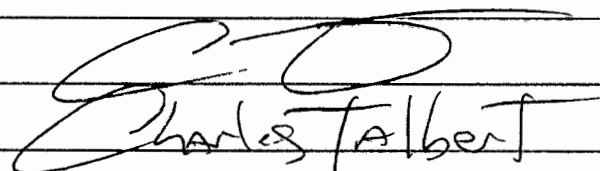
- (5) On February 27, 2019, while Plaintiff was on the phone with his lawyer Mr. Considine (explaining to Considine how he believes that he will be assaulted by the direction of Carney) inmate Zhyare Knox PPN: 1176167, came from Plaintiff's blind side (after getting the "okay" from the Officer) and assaulted Plaintiff, causing him injuries that made it to an "outside" hospital.
- (6) On March 4, 2019, while Knox was in cell next on unit A1 pod 3, he informed Plaintiff that "the prison had a contract on his life for him being a snitch".
- (7) Plaintiff has no safety whatsoever, within the PDP, and due to the information herein, will likely be assaulted again without knowing where its coming from, since Defendants found a way to assault Plaintiff without their prison staff doing it.

WHEREFORE, for the reasons set forth herein, the Plaintiff requests, and respectfully suggest that the Court either:

- (A) directs counsel J. Michael Considine, Jr. to argue this issue before the Court; and/or
- (B) withdraw Considine as Plaintiff's counsel, and set an appropriate Order for an injunction hearing.

Plaintiff seeks to be placed on housed-alone, rec-alone status while awaiting trial with full access to the PDP law library.

3/16/19


Charles Talbert

Knox assaulted Talbert by his
blind side after do S. Ford told him
that Talbert was a snitch, DC# 19-08-007789
do Godfrey # 6457

Disciplinary Hearing Summary Report
Philadelphia Prison System

Facility: <u>CP CP</u>	Report date: <u>2/27</u>	Hearing date: <u>3/7/19</u>		
Inmate name: <u>CP #111247</u>	PP number: <u>310747</u>	Housing:		
Reporting employee: <u>F.2.11</u>		Title: <u>1/1</u>		
Investigator: <u>(T) 111247</u>		Representative:		
Inmate appearance: <input checked="" type="checkbox"/> yes <input type="checkbox"/> no Reason:				
Inmate's version: <u>Inmate #111247</u>				
Documentation submitted: <input checked="" type="checkbox"/> incident report <input type="checkbox"/> medical incident report				
<input type="checkbox"/> confidential information <input type="checkbox"/> use of force report <input checked="" type="checkbox"/> other (specify): <u>---</u>				
Witness name:		appearance: yes no		
Testimony:				
Witness name:		appearance: yes no		
Testimony:				
<input type="checkbox"/> Witness exclusion	Name:	Reason:		
Physical evidence, written testimony: <u>Memo</u>				
Basis for finding and disposition:				
Disposition				
<input type="checkbox"/> suspended sentence				
<input type="checkbox"/> charge dismissed	By	Reason:		
Continuances (dates and reasons):				
Summary				
	Charge (Major/Minor)	Plea	Finding	Disposition
Original	<u>110 M</u>	<u>NY</u>	<u>NY</u>	<u>NOT GUILTY</u>
Substitute	<u>110 M</u>	<u>NY</u>	<u>NY</u>	<u>NOT GUILTY</u>
Disciplinary Hearing Officer signature: <u>---</u>		Date: <u>3/7/19</u>		
Disciplinary Coordinator signature: <u>---</u>		Date: <u>3/7/19</u>		
Inmate Notice				
You may appeal a finding of guilty or the punishment to the Warden within 5 days.				
Delivering officer signature: <u>---</u>		Date: <u>3/7/19</u>		
Warden's Review:		Date:		

5 Copies: Warden, reporting employee, inmate, DHO file, inmate file

Philadelphia Department of Prisons



Curran Fromhold Correctional Facility

MEMORANDUM

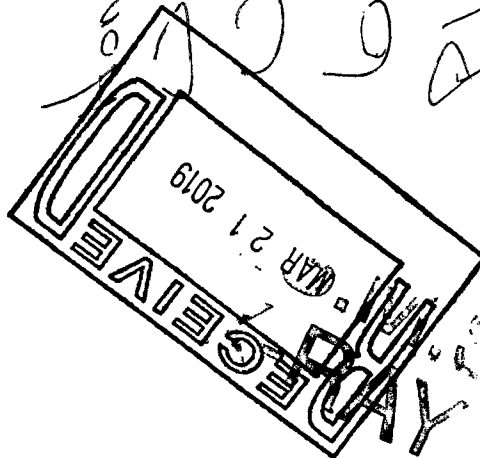
To: Sergeant A. Ball
From: Inmate Charles Talbert, PP# 810247
Date: Thursday, February 28, 2019.
Subject: Incident on C2-pod3

S. Ford
Officer ~~Johnson~~ told inmate ~~Knax~~ Knax
to assault me for filing
lawsuits against the PDP.

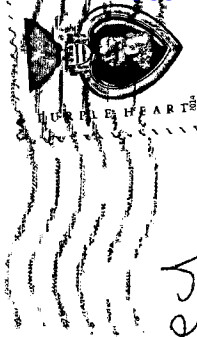
Signature

810247

Q.T.
Philadelphia Department of Prisons
Philadelphia, PA 19136
PPN 810247



Honorable
Mark A. Keady
District Judge
U.S. Courthouse
601 Market Street
Philadelphia, PA 19106



19106-179699

